

## LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of May 2, 2013

The regular meeting of the Second Injury Board convened at 2:05p.m.

The following were present:

Mr. Charles Hansberry, representing Commission of Insurance, Chairman

Mr. Steve Hawkland, representing Secretary of State

Mr. Larry White, OWCA/Deputy Director

Pauline Williams, SIB Director

Michelle Sumrall, Compliance Supervisor

Meridith Trahant, General Counsel

Karl Scott, General Counsel

Megan Potter, SIB Administrative Assistant

Mr. Hansberry, Chairman, called the meeting to order and asked for Ms. Potter to read the minutes of the previous meeting, the first item on the agenda. Mr. Hawkland moved to dispense with the reading of the minutes and approve the minutes as printed and distributed. The motion was seconded by Mr. White and passed unanimously.

The Chairman called for the second item, being hearings on pending claims on the May 2, 2013 agenda. Hearing #1 Claim #12-0298 was postponed to the June 6, 2013 agenda.

The Chairman moved to Item 3 of the agenda. Being the recommendation of Ms. Williams to approve reimbursement on the following claims; filed number 1 thru 7 beginning with Claim #12-0459 and ending with Claim #12-1037. Mr. Hawkland moved to accept the recommendation of the Director and approve reimbursement of these claims. The motion was seconded by Mr. White and passed unanimously.

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|----|--|----------|----------------|
| 1. | Bridgfield Casualty Insurance Company    | #12-0459 | 104 weeks ded. |
| 2. | Louisiana Restaurant Association         | #12-0496 | 104 weeks ded. |
| 3. | Archdiocese of New Orleans               | #12-0640 | 104 weeks ded. |
| 4. | Martco Partnership                       | #12-0668 | 104 weeks ded. |
| 5. | LUBA Casualty Insurance Company          | #12-0813 | 104 weeks ded. |
| 6. | New Hampshire Insurance Company          | #12-0928 | 104 weeks ded. |
| 7. | Parish Government Risk Management Agency | #12-1037 | 104 weeks ded. |

The Chairman moved to the fourth item, being the recommendation of the director to deny for reimbursement the following claims: files were numbered 1 through 84 beginning with Claim #09-0482 and ending with Claim #13-0175. Mr. White moved to accept the recommendation of the director to deny these claims. The motion was seconded by Mr. Hawkland and passed unanimously.

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| 1. | Federated Rural Electric Insurance Company | #09-0482 |
| 2. | Old Republic Insurance Company             | #11-0930 |

3.	Louisiana Safety Association of Timbermen	#11-0952
4.	Not documented	#11-0982
5.	Louisiana Workers' Compensation Corporation	#12-0011
6.	Jefferson Parish	#12-0087
7.	Louisiana Retailers Mutual Insurance Company	#12-0267
8.	Jefferson Parish School Board	#12-0275
9.	Lake Charles Memorial Hospital	#12-0336
10.	New Hampshire Insurance Company	#12-0447
11.	LEMIC Insurance Company	#12-0453
12.	Louisiana Office of Risk Management	#12-0463
13.	LUBA Casualty Insurance Company	#12-0474
14.	Louisiana Workers' Compensation Corporation	#12-0483
15.	Not documented	#12-0489
16.	Not documented	#12-0499
17.	LUBA Casualty Insurance Company	#12-0501
18.	Travelers Casualty Insurance Co. of America	#12-0524
19.	Louisiana Workers' Compensation Corporation	#12-0535
20.	Louisiana Workers' Compensation Corporation	#12-0537
21.	Not documented	#12-0555
22.	Not documented	#12-0558
23.	Landmark Insurance Company	#12-0561
24.	Louisiana Workers' Compensation Corporation	#12-0588
25.	Louisiana Commerce & Trade Association	#12-0597
26.	Louisiana Commerce & Trade Association	#12-0603
27.	Louisiana Workers' Compensation Corporation	#12-0604
28.	American Interstate Insurance Company	#12-0618
29.	Louisiana Workers' Compensation Corporation	#12-0660
30.	Shaw Group, Inc.	#12-0674
31.	City of Kenner	#12-0675
32.	<del>Commerce &amp; Industry Insurance Company</del> POSTPONED	<del>#12-0678</del>
33.	Louisiana Workers' Compensation Corporation	#12-0684
34.	Louisiana Workers' Compensation Corporation	#12-0703
35.	Louisiana Health Care SIF	#12-0706
36.	City of Shreveport	#12-0728
37.	New Hampshire Insurance Company	#12-0731
38.	Legion Insurance Company	#12-0737
39.	Not documented	#12-0740
40.	Continental Insurance Company	#12-0743
41.	City of Sulphur	#12-0746
42.	New Hampshire Insurance Company	#12-0749
43.	Lafayette Parish School Board	#12-0751
44.	Louisiana Safety Association of Timbermen	#12-0754
45.	Louisiana Office of Risk Management	#12-0763
46.	LEMIC Insurance Company	#12-0770
47.	Louisiana Workers' Compensation Corporation	#12-0779
48.	Louisiana Office of Risk Management	#12-0784
49.	Louisiana Office of Risk Management	#12-0787

50.	Louisiana Restaurant Association	#12-0795
51.	Louisiana Retailers Mutual Insurance Company	#12-0796
52.	Louisiana Commerce & Trade Association	#12-0798
53.	Louisiana Workers' Compensation Corporation	#12-0809
54.	LEMIC Insurance Company	#12-0810
55.	Louisiana Health Care SIF	#12-0811
56.	Insurance Company of the State of PA	#12-0812
57.	Louisiana Restaurant Association	#12-0814
58.	Louisiana Office of Risk Management	#12-0815
59.	Not documented	#12-0818
60.	Old Republic Insurance Company	#12-0821
61.	Louisiana Workers' Compensation Corporation	#12-0824
62.	Louisiana Office of Risk Management	#12-0827
63.	New Hampshire Insurance Company	#12-0830
64.	Ace American Insurance Company	#12-0832
65.	Louisiana Commerce & Trade Association	#12-0844
66.	Bridgefield Casualty Insurance Company	#12-0847
67.	Christus – St. Patrick Hospital	#12-0853
68.	Louisiana Home Builders Association	#12-0857
69.	Louisiana Retailers Mutual Insurance Company	#12-0868
70.	Louisiana Office of Risk Management	#12-0871
71.	Bridgefield Casualty Insurance Company	#12-0889
72.	Louisiana Office of Risk Management	#12-0895
73.	Bridgefield Casualty Insurance Company	#12-0901
74.	Ace American Insurance Company	#12-0904
75.	LUBA Casualty Insurance Company	#12-0922
76.	Louisiana Hospital Association	#12-0926
77.	Louisiana Commerce & Trade Association	#12-0956
78.	Not documented	#12-0959
79.	Louisiana Commerce & Trade Association	#12-1018
80.	Louisiana Restaurant Association	#12-1061
81.	LUBA Casualty Insurance Company	#12-1067
82.	Louisiana Workers' Compensation Corporation	#13-0013
83.	Not documented	#13-0098
84.	Safety National Casualty Corporation	#13-0175

The Chairman moved to the fifth item, being the recommendation of the Director to approve reimbursement of the partial payments beginning with Claim #05-0092 Ace American Insurance Company and ending with Claim #07-0576 Louisiana Office of Risk Management. Mr. Hawkland moved to accept the recommendation of the Director and approve reimbursement of the partial payments (138) as submitted on the agenda of May 2, 2013. The motion was seconded by Mr. White and passed unanimously.

The Chairman moved to the sixth item on the agenda, being approval of quarterly payments due beginning with Claim #00-0773 Parish Government Risk Management Agency and ending with Claim #99-1060 Libbey, Inc. Mr. White moved to accept the recommendation of the director and approve reimbursement of

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quarterly payments (79) as submitted on the agenda of May 2, 2013. The motion was seconded by Mr. Hawkland and passed unanimously.

The Chairman then moved to Item #7 of the agenda, public comment. There being no one present from the public, the Chairman moved to go into Executive Session to discuss Second Injury Board litigation and settlements. Mr. Hawkland moved to accept the recommendation. The motion was seconded by Mr. White and passed unanimously.

Upon returning from Executive Session, the Chairman made a motion to move out of Executive Session and back to regular session.

The Chairman then made a motion to review of settlements to be paid as discussed and to extend settlement authority as recommended by the Director and discussed in Executive Session to be paid on quarterly basis.

Claim #97-0418  
Claim #02-0385  
Claim #04-0604  
Claim #05-0620  
Claim #05-0669  
Claim #05-0897  
Claim #06-0675  
Claim #07-0400  
Claim #08-0896  
Claim #10-0421  
Claim #10-0757  
Claim #10-0835  
Claim #10-0896  
Claim #11-0286  
Claim #11-0847  
Claim #12-0015

Mr. White moved to accept the recommendation. The motion was seconded by Mr. Hawkland and passed unanimously.

The following claims were denied to be paid on an on-going basis:

Claim #95-0071  
Claim #06-0788  
Claim #08-0030

Mr. Hawkland moved to accept the recommendation. The motion was seconded by Mr. White and passed unanimously.

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On Item 8 B of the agenda, Second Injury Board litigation; The Chairman made a motion to accept the recommendation of the Director and pay the claims as follows:

Claim #08-0618; recommended by General Council for settlement authority.

Claim #11-0339; recommended by General Council for settlement authority.

Claim #09-0525; recommended by General Council to continue litigation.

Claim #11-0088; recommended by General Council to continue litigation.

Claim #10-0978; recommended by General Council to continue litigation.

Claim #12-0264; recommended by General Council for settlement authority.

Claim #07-0212; recommended by General Council to continue litigation.

Claim #11-0428; recommended by General Council for settlement authority.

Claim #11-0975; recommended by General Council to continue litigation.

Claim #04-0492; recommended by General Council to continue litigation.

Claim #02-0041; recommended by General Council to continue litigation.

Claim #02-1211; recommended by General Council to continue litigation.

Claim #02-1249; recommended by General Council to continue litigation.

Claim #03-0110; recommended by General Council to continue litigation.

Mr. Hawkland moved to accept the recommendation. The motion was seconded by Mr. White and passed unanimously.

On Item 9 of the agenda, any other matters requiring attention; there was not any.

There being no further business to discuss, the Chairman moved to adjourn. Mr. Hawkland moved to accept the chairman's recommendation. The motion was seconded by Mr. White and passed unanimously.

The meeting was adjourned at 2:23 p.m.

Recording Secretary: Megan Potter